

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF VIRGINIA  
Richmond Division**

**DEFENDANT LAWSON SOFTWARE, INC.'S**  
**INITIAL STATEMENT OF INVALIDITY DEFENSES**

Defendant Lawson Software, Inc. ("Lawson"), by counsel and in accordance with Section V(J)(3) of Pretrial Schedule A to the Court's Scheduling Order (Dkt. 121-2), hereby submits its initial statement of invalidity defenses. Lawson is asserting the following prior art references:

- Lawson software that was available prior to August 10, 1994
  - L0011698 – L0011760, L001761–L0011848, L001849–L0012144, L0012492–L012517, L0012554–L0012599, L0012800–L0012836, L0012837–L0013145, L0013146–L0013295, L0013572–L0013711, L0014416–L0014532, L0015615–L0016422, L0017726–L0017890, L0017891–L0018119;
- The Fisher Scientific Requisition and Inventory Management System ("the Fisher RIMS system");
  - ePLUS0137677–ePLUS0137718;
- U.S. Patent No. 5,319,542
  - ePLUS0130297–ePLUS0130307;
- U.S. Patent No. 5,694,551
  - ePLUS0137969–ePLUS0138005;

- P.O. Writer Plus V.10 ("the P.O. Writer system")
  - L0126149–L0126395, L0126396–L0126402, L0126403–L0126422, L0126423–L0126481, L0126482–L0126500, L0126501–L0126513, L0126515–L0126701, L0126702–L0126717, L0126718–L0126964, L0126965–L0126980, L0126981–L0126999, L0127000–L0127019, L0127020–L0127102, L0127103–L0127137, L0127138–L0127227, L0127228 – L0127255, L0127256–L0127296, L0127297–L0127504, L0127506–L0127601;
- The SABRE system
  - L0125223–L0125723, L0125725–L0126046, L0126048–L0126103, L0126106–L0126146;
- The J-CON system
  - L0123413–L0124584, L0124586–L0125034, L0125036 – L0125221;
- The Gateway 2000/MRO Version ("the Gateway system")
  - L0127603–L0127886, L0127887–L0128208, L0128209–L0128209, L0128358–L0128361, L0128363– 0128366, L0128368–L0128395;
- The IBM Technical Viewer/2 ("IBM TV/2") system
  - L0132122–L0132130, L0132131–L0132134

The listed Bates numbers are intended to be an exemplary, but not an exhaustive, list of documents describing the asserted prior art.

Attached hereto as Exhibit 1 is a claim chart explaining how the listed prior art invalidates the patent claims currently asserted by Plaintiff ePlus, Inc. The citations to specific Bates numbers in the claim charts are intended to be an exemplary, but not an exhaustive, list of where the specific limitations are found in the asserted prior art.

Dated: December 8, 2009

By: /s/ Robert A. Angle  
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**CERTIFICATE OF SERVICE**

I certify that on this 8<sup>th</sup> day of December, 2009, a true copy of the foregoing will be filed electronically with the Clerk of Court using the CM/ECF system, which will send a notification of such filing (NEF) to the following:

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|---|--|
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